

JUL 15 2005

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FAX COVER SHEET

PLEASE DELIVER THIS FACSIMILE TO EXAMINER TE Y. CHEN

TO: Commissioner for Patents
Attn: Examiner Te Y. Chen
Group Art Unit 2161
Patent Examining Corps
Facsimile Center
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FROM: David W. Victor

OUR REF: 0055.0050
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Total pages, including cover letter: 4

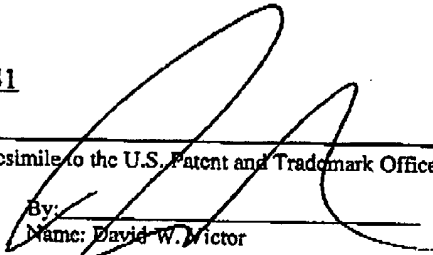
PTO FAX NUMBER 1-703-872-9306

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Description of Documents Transmitted: TERMINAL DISCLAIMER; TRANSMITTAL
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Applicant: S.V. Kauffman et al.
Serial No.: 10/053,113
Filed: January 17, 2002
Group Art Unit: 2161
Docket No.: SVL920010095US1

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July 14, 2005

By: 
Name: David W. Victor

FORM PTO-1083

PATENT
SVL920010095US1
0055.0050IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
S.V. Kauffman et al.
Serial No.: 10/053,113
Filed: January 17, 2002
For: METHOD, SYSTEM, AND PROGRAM
FOR DEFINING ASSET QUERIES IN A
DIGITAL LIBRARY

Examiner: Te Y. Chen

Art Unit: 2161

47069
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Sir:

Transmitted herewith in the above-identified application is an:

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- X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- X Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Dated: July 14, 2005

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David W. Victor

7/14/05
Date

JUL 15 2005

PTO/SB/25
0055.0050**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATION**

In re Application of: **S.V. Kauffman et al.**
Application No.: **10/053,113** Docket No.: **SVL920010695US1**
Filed: **January 17, 2002**
For: **METHOD, SYSTEM, AND PROGRAM FOR DEFINING ASSET QUERIES IN A
DIGITAL LIBRARY**

The owner*, International Business Machines Corporation, of one hundred percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/053,113, filed on January 17, 2002 of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.

Andre Gibbs
Signature

July 14, 2005
Date

Andre Gibbs
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408-463-2298
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96
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